

Entered - 04/08/04 - sb
CL04L0233 - DIANNE C. MITCHELL

CLAIM OF: **AVIS RENT A CAR SYSTEM, INC.**
P. O. Box 409309
Atlanta, Georgia 30384-9309

04- R-1238

For damages alleged to have been sustained as a result of a vehicular accident on October 24, 2003 at Airport Boulevard and North Terminal Parkway.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **AVIS RENT A CAR SYSTEM, INC.** the sum of **\$2,404.89** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on October 24, 2003 at Airport Boulevard and North Terminal Parkway as is more particularly set forth in the within claim; said sum taken from and charged to account **2H01/529017/T31001**.

APPROVED: **LINDA K. DISANTIS**
CITY ATTORNEY

BY: _____

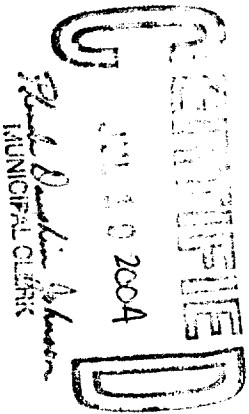
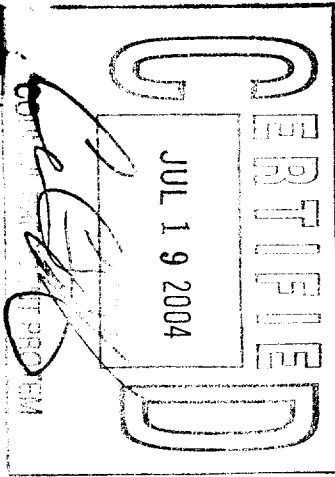
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

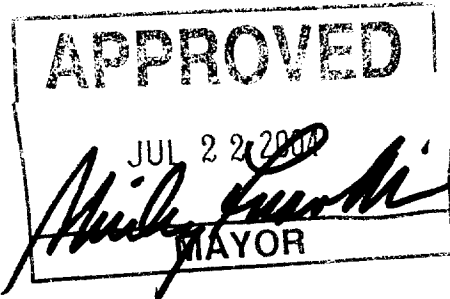
**PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

DATE: 7/13/04
CHAIR: [Signature]

[Signature]
C. F. [Signature]
[Signature]
[Signature]
[Signature]



**ADOPTED BY
JUL 19 2004
COUNCIL**





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

04-R-1238

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **AVIS Rent A Car System, Inc.** in the sum of **2,404.89** settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **as a result of a vehicular accident on October 24, 2003 at Airport Boulevard and North Terminal Parkway**, as is more particularly set forth in the within claim; said sum taken from and charged to Account 2H01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

**JUL 19, 2004
JUL 22, 2004**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0233

Date: July 1, 2004

Claimant /Victim AVIS RENT A CAR SYSTEM, INC.

BY: (Atty)(Ins. Co.) _____

Address: P. O. Box 409309, Atlanta, Georgia 30384-9309

Subrogation: _____ Claim for Property damage \$ 2,404.89 Bodily Injury \$ _____

Date of Notice: 03/29/04 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 10/24/03 Place: Airport Boulevard and North Terminal Parkway

Department Aviation Division: _____

Employee involved Austell Vickers Disciplinary Action: Defensive Driving Class

NATURE OF CLAIM: The driver of the City vehicle made an improper lane change striking the claimant's vehicle and causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures X Diagrams _____ Reports: Police X Dept Report X Other _____

Traffic citations issued: City Driver X Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

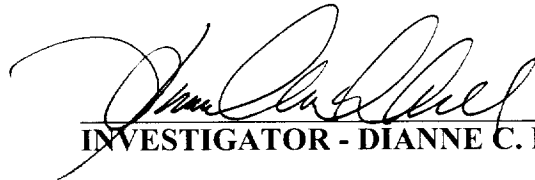
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

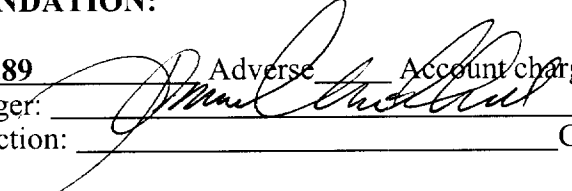
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 2,404.89 Adverse _____ Account charged: 1A01 _____ 2J01 _____ 2H01 X 2P01 _____

Claims Manager:  Concur/date 07/01/04

Committee Action: _____ Council Action _____

FORM 23-61

RCS# 5906
7/19/04
2:07 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG(S) 1-9, EXCEPT: 04-R-1241

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 0
EXCUSED: 0
ABSENT 1

Y Smith	Y Winslow	Y Shook	Y Martin	Y Mitchell
Y Starnes	Y Archibong	Y Muller	Y Maddox	Y Norwood
Y Young	Y Fauver	Y Moore	B Mosley	Y Willis

CONSENT I

7-19-04 Council Meeting	
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1154 2. 04-O-1156 3. 04-O-0765 4. 04-O-1249 5. 04-O-1263 6. 04-O-1034 7. 04-O-1265 8. 04-O-1266 9. 04-O-1264 10. 04-O-1151 11. 04-O-1262 12. 04-O-1157 13. 04-O-1269 14. 04-R-1044 15. 04-R-1049 16. 04-R-1219 17. 04-R-1290 18. 04-R-1210 19. 04-R-1289 20. 04-R-1215 21. 04-R-1216 22. 04-R-1217 23. 04-R-1218 24. 04-R-1232 25. 04-R-1233 26. 04-R-1234 27. 04-R-1235 28. 04-R-1236 29. 04-R-1237 30. 04-R-1238 31. 04-R-1239 32. 04-R-1240	33. 04-R-1222 34. 04-R-1223 35. 04-R-1224 36. 04-R-1225 37. 04-R-1226 38. 04-R-1227 39. 04-R-1228 40. 04-R-1229 41. 04-R-1230 42. 04-R-1231